

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No. _____
Chapter ____

Debtor(s).

MOTION TO CONVERT FROM CHAPTER 11
TO CHAPTER 7 CREDITOR

Comes now (creditor), and moves this Court to convert the above-captioned bankruptcy matter from a Chapter 11 to Chapter 7, pursuant to the provisions of 11 U.S.C. §1112(b). In support of this Motion, (creditor) would state and allege as follows:

(Reason for Conversion)

WHEREFORE, (creditor) prays for this Court to enter an order converting the above-captioned bankruptcy matter to a Chapter 7 of the United States Bankruptcy Code.

Dated: _____

Attorney Signature

Address

City, State, Zip

Telephone and Facsimile

E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF OKLAHOMA

In Re: _____)
_____)
[Set forth here all names including married) Case No.
maiden, and trade names used by debtor) Chapter
within last 6 years.] Debtor(s).)

**NOTICE OF MOTION
NOTICE OF DEADLINE TO FILE OBJECTION TO MOTION AND
NOTICE OF HEARING IF OBJECTION IS FILED**

CREDITOR has filed the following motion with the court:

Motion to Convert from Chapter 11 to Chapter 7

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the relief sought in the above-referenced motion, or if you want the court to consider your views on the motion and your objection, then on or before

(Objection Deadline)

you or your attorney must:

File with the court a written objection explaining your position at:

**United States Bankruptcy Court
POB 1347
Okmulgee, OK 74447**

You must also mail a copy to: The name and address listed at the bottom of this Notice unless they are served by electronic notice; and

attend the hearing scheduled to be held on _____ (Date) at _____ (Time) in the _____ (Location) if you file an Objection.

IF YOU OR YOUR ATTORNEY DO NOT TAKE THESE STEPS, THE COURT WILL DECIDE THAT YOU DO NOT OPPOSE THE RELIEF SOUGHT IN THE MOTION and:

- 1. WILL ENTER AN ORDER GRANTING THE RELIEF SOUGHT IN THE MOTION**
- 2. WILL STRIKE THE ABOVE-SCHEDULED HEARING WITHOUT FURTHER NOTICE**

Dated: _____

Attorney Signature

Address

City, State, Zip

Telephone and Facsimile

E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No. _____

Chapter _____

Debtor(s).

CERTIFICATE OF MAILING

_____ does hereby certify that on _____ (Date) _____, true and correct copies of the Motion to Convert from Chapter 11 to Chapter 7 and Notice of Motion were mailed with proper postage prepaid to the interested parties listed below and in the manner set forth.

First Class Mail:

Attorney Signature

Address

City, State, Zip

Telephone and Facsimile

E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re: [Debtor]
[Joint Debtor]

Case No:[Case Number]
Chapter:[Chapter]

Re:[Title of Pleading]

File Date:[Date Filed]

Document No:[DE Number]

ORDER

A Creditor has filed a motion in accordance with 11 U.S.C. §1112(b) and Rules 9013 and 1017(f)(2) Fed. R. Bankr. P., seeking to convert this case to a case under chapter 7 of the Bankruptcy Code (Title 11 of the United States Code). The court finds that the case is not an involuntary case originally commenced under chapter 11 and that the case has not been converted to a case under chapter 11 on other than the debtor(s)' request, thus, the motion should be granted.

IT IS ORDERED THAT:

1. This chapter 11 case is converted to a chapter 7
2. The debtor or the chapter 11 trustee, shall:
 - a. forthwith turnover to the chapter 7 trustee all records and property of the estate remaining in the trustee's possession or control as required by Bankruptcy Rule 1019(5)(B); and

- b. within 30 days of the date of this order, file and transmit to the United States Trustee a final report and account, as required by Rule 1019(5)(B).
- 3. The debtor, within 15 days of the date of this order, shall file:
 - a. the statements and schedules required by Bankruptcy Rules 1019(1)(A) and 1007(b) , if such documents have not already been filed.
 - b. a schedule of unpaid debts not listed in the final report and account of the debtor or chapter 11 trustee which were incurred after the commencement of the chapter 11 case but before the entry of this conversion order, as required by Bankruptcy Rule 1019(5)(B).
- 4. The debtor, within 30 days of the date of this order, shall if the case is converted after the confirmation of a plan, file:
 - a. a schedule of all property not listed in the final report and account of the debtor or chapter 11 trustee which was acquired after the commencement of the chapter 11 case but before the entry of this conversion order, and
 - b. a schedule of executory contracts and unexpired leases entered into or assumed after the commencement of the chapter 11 case but before the entry of this conversion order; and
 - c. a statement of intention with respect to retention or surrender of property securing consumer debts, as required by 11 U.S.C. §(521(2)(A) and Bankruptcy Rule 1019(1)(B), and conforming to Official Form 8, if the debtor is an individual.
- 5. The debtor, if an individual, within 15 days from the date of this order, shall file a Statement of Current Monthly Income and Means Test Calculation (Form B 22A).
- 6. The debtor, if an individual, within 45 days from the §341 meeting of creditors, shall file a Financial Management Course Certificate and Official Form 23 Certification of Completion of Instructional Course Concerning Personal Financial Management.

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